

**ORDINANCE NO. \_\_\_\_-2009**

**AN ORDINANCE OF THE MONROE COUNTY BOARD OF COUNTY COMMISSIONERS AMENDING CHAPTER 142; AMENDING DEFINITIONS IN SECTION 142-2; AMENDING PROHIBITED SIGNS IN SECTION 142-3; AMENDING SECTION 142-4 TO REQUIRE A PERMIT FOR A-FRAME SIGNS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTANT PROVISIONS; PROVIDING FOR TRANSMITTAL TO THE SECRETARY OF STATE AND DEPARTMENT OF COMMUNITY AFFAIRS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.**

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**WHEREAS**, the Board of County Commissioners makes the following Findings of Fact and Conclusions of Law:

1. At the January 28, 2009 Board of County Commissioners (BOCC) meeting, the BOCC directed the Department of Planning and Environmental Resources to review Chapter 142 Signs of the Monroe County Code.
2. The Department of Planning and Environmental Resources conducted three (3) public workshops to receive public input regarding sign regulation revisions.
3. Federal and State law grants power to Monroe County to regulate signs in order to promote the safety and general welfare of its citizens.
4. Monroe County has adopted land use policies, and objectives in a comprehensive plan to guide policy on building and land use regulations, and to promote health, safety, and general welfare.
5. The provisions of this ordinance are consistent with the Monroe County Comprehensive Plan and the Principals for Guiding Development in the Florida Keys Area of Critical State Concern.
6. The Monroe County Planning Commission held a duly advertised public hearing on June 24, 2009 and recommended approval to the Board of County Commissioners.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA, THAT:**

**PROPOSED TEXT CHANGES** are presented in ~~striketrough~~ to indicate deletions and underline to indicate additions.

**Section 1. Section 142-2 is amended as follows:**

Sign allowances in commercial areas (AD, CFA, CFS, DR, I, MF, MI, MU, RV, SC, UC) shall be calculated based on the amount of property frontage and business frontage as follows:

\* \* \* \* \*

d. A-frame signs (i.e. Sandwich signs). Every nonresidential developed parcel of land shall be allowed one (1) A-frame sign per property frontage, until July 31, 2010.

A-frame signs may only be permitted provided that the following standards are met:

1. The sign is no more than three (3) feet in height;
2. The sign is of A-frame-type construction, with only two (2) sign faces that are joined at the top;
3. Each sign face is no more than 6 square feet in area;
4. The sign is portable and not permanently affixed to the ground;
5. The sign is located on a private parcel of land and identifies a business on that same private parcel of land;
6. The sign is not located on a public right-of-way, walkway and/or a required off-street parking space;
7. The sign only identifies a lawfully-established business name(s) and other information directly related to that business;
8. The sign is not located in a clear sight triangle;
9. The sign is not illuminated or electric and shall not have any electric devices attached thereto;
10. The sign may only be displayed during the business hours of the business it identifies and shall be stored indoors during non-business hours.
11. The sign must be stored indoors during tropical storm/hurricane watches and warnings and other severe weather advisories; and
12. The building permit number is permanently affixed to the sign and easily viewed.

**Section 4. Section 142-4 is amended as follows:**

**(4) Off-premises advertising.**

~~Any nonresidential, developed property lawfully-established business located on US 1 shall be allowed to dedicate any portion of its allowance for of the wall-mounted or ground-mounted signage to another nonresidential, lawfully-established business located on a side-street that intersects US 1, as long as the side-street that intersects US 1 is within one-half (1/2) mile of the business providing the off-premises signage, allowable pursuant to subsections (3)a. and (3)b. of this section for the purpose of advertising establishments which are not readily visible from U.S. 1 but which access U.S. 1 by an intersecting side street. Such off-premises signage shall be limited to one sign face per direction on U.S. 1, and spaced no more than one-half mile from the intersecting side~~

**PASSED AND ADOPTED** by the Board of County Commissioners of Monroe County, Florida, at a regular meeting held on the 15th day of July A.D., 2009.

Mayor George Neugent	_____
Mayor Pro Tem Sylvia Murphy	_____
Commissioner Kim Wigington	_____
Commissioner Heather Carruthers	_____
Commissioner Mario Di Gennaro	_____

BOARD OF COUNTY COMMISSIONERS OF  
MONROE COUNTY, FLORIDA

BY \_\_\_\_\_  
Mayor George Neugent

(SEAL)

ATTEST: DANNY L. KOLHAGE, CLERK

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DEPUTY CLERK